IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.4200 OF 2006

Shrikant Narayan Mhatre
& Ors. .. Petitioners.

vs.

Smt. Indira Manek Shah
& Ors. . .. Respondents.

Mr. P.S. Dani for petitioners.
Mr. Jayesh B. Bhatt for respondents.

CORAM : A.P. DESHPANDE, J.

DATE : 10th November, 2006.

P.C.

. This petition is filed challenging an order passed by the trial Court dated 18.1.2006 which permitted the plaintiff to file the sepplimentary affidavit touching the examination-in-chief as certain averments were to be explained. Same was objected to by the petitioner/defendant. The trial Court being of the view that as the cross-examination had not by then commenced, there is absolutely no chance of prejudice being caused to the petitioner. In furtherance of cause of justice, the filing of an additional affidavit was permitted.

2. I have perused the order. No interference is called for. The writ petition is summarily dismissed.

(A.P. Deshpande, J.)